

**MEMO ENDORSED****Duane Morris\***

EVE I. KLEIN  
 DIRECT DIAL: 212-692-1065  
 PERSONAL FAX: +1 212 202 7559  
 E-MAIL: [eiklein@duanemorris.com](mailto:eiklein@duanemorris.com)  
[www.duanemorris.com](http://www.duanemorris.com)

May 20, 2011

USDS SDNY  
 DOCUMENT  
 ELECTRONICALLY FILED  
 DOC #: \_\_\_\_\_  
 DATE FILED: \_\_\_\_\_

*FIRM and AFFILIATE OFFICES*

NEW YORK  
 LONDON  
 SINGAPORE  
 LOS ANGELES  
 CHICAGO  
 HOUSTON  
 HANOI  
 PHILADELPHIA  
 SAN DIEGO  
 SAN FRANCISCO  
 BALTIMORE  
 BOSTON  
 WASHINGTON, DC  
 LAS VEGAS  
 ATLANTA  
 MIAMI  
 PITTSBURGH  
 NEWARK  
 BOCA RATON  
 WILMINGTON  
 CHERRY HILL  
 PRINCETON  
 LAKE TAHOE  
 HO CHI MINH CITY

**VIA FEDERAL EXPRESS**

Hon. Kenneth M. Karas  
 United States District Court - Southern District  
 of New York  
 300 Quarropas Street  
 Chambers 533  
 White Plains NY 10601

**Re: Trustees of the Laundry, Dry Cleaning Workers and Allied Industries  
 Health Fund et al. v. The Allen Supply & Laundry Services, Inc.  
 Index No. 09-cv-9349 (KMK)(LMS)**

Dear Judge Karas:

We represent the defendant, Allen Supply & Laundry Services, Inc. I am writing with the consent of opposing counsel to request a further adjournment of defendant's time to answer the complaint from May 31, 2011 until June 30, 2011. A stipulation executed by counsel for both parties is attached.

As you may recall, this case involves a claim by the Plaintiffs, multi-employer benefit funds, for interest, penalties and attorneys' fees, stemming from the alleged late payment by the Defendant of principal benefit fund contributions. As reported in our conference this morning to Magistrate Judge Smith, the parties have reached an agreement to settle the case, which is now subject to approval of the Fund's trustees. Mr. Sapp advised us that a trustees meeting is scheduled for June 3, 2011, and it is expected that the settlement will be approved at that time. In the event the matter is not settled, we will, of course, promptly submit our Answer. However, at this juncture, the parties have put their resources into resolution rather than further litigation. This is the fourth joint request to adjourn proceedings herein.

Duane Morris

Hon. Kenneth M. Karas  
May 20, 2011  
Page 2

We appreciate the Court's courtesies and consideration of this request.

Respectfully submitted,

  
Eve I. Klein

EIK:jb  
Enclosure  
cc: David C. Sapp, Esquire (*via* facsimile)

*Granted*  
*so ordered*  
*KMK*  
*5/25/11*